

AUG 08 2007

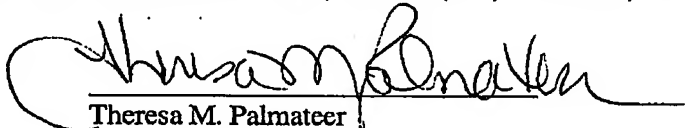
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: Vaishya, Manish
Serial No.: 10/606,981
Filed: 06/26/2003
Group Art Unit: 2615
Examiner: Faulk, Devona E
For: CALIBRATION SYSTEM FOR AN ACTIVE NOISE CONTROL
SYSTEM

CERTIFICATE OF FACSIMILE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this Response and Request for Two Month Extension of Time and Terminal Disclaimer relative to Application Serial No. 10/606,981, us being facsimile transmitted to the Patent and Trademark Office (Fax No. (571) 273-8300) on August 8, 2007.


Theresa M. Palmateer

**RECEIVED
CENTRAL FAX CENTER****AUG 08 2007****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application: Vaishya, Manish
Serial No.: 10/606,981
Filed: 06/26/2003
Group Art Unit: 2615
Examiner: Faulk, Devona E
For: CALIBRATION SYSTEM FOR AN ACTIVE NOISE CONTROL
SYSTEM

RESPONSE
AND REQUEST FOR TWO MONTH EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is responsive to the Office Action mailed on March 23, 2007.
Applicant respectfully requests reconsideration of this application.

The Examiner rejected claims 1 and 11 on the ground of nonstatutory double patenting over claims 1, 4, and 10 of US Patent 7,139,400. A terminal disclaimer is submitted with this response and as such the nonstatutory double patenting rejection should be withdrawn.

The Examiner rejected independent claims 1 and 11 as well as dependent claims 2-7, 9, 10, 12-16, and 18-20 under 35 U.S.C. § 102 as being anticipated by Pfaff (5,146,505). The Applicant thanks the Examiner for his comments but respectfully traverses this rejection. The Examiner states that OUTPUT1 from Pfaff corresponds to an "actual system response to the calibration reference." Pfaff does not disclose

08/09/2007 HDEHESS1 00000041 501482 10606981

01 FC:1252 450.00 DA